



**U.S. Department of Justice**  
Office of Information Policy  
*Suite 11050*  
1425 New York Avenue, NW  
Washington, DC 20530-0001

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*Telephone: (202) 514-3642*

Emma Best  
DEPT MR 60389  
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Somerville, MA 02144-2516  
[60389-03224501@requests.muckrock.com](mailto:60389-03224501@requests.muckrock.com)

Re: Appeal No. DOJ-AP-2019-005304  
Request No. 1416760-000  
MWH:PJA

**VIA: Email**

Dear Emma Best:

You appealed from the action of the Federal Bureau of Investigation on your Freedom of Information Act request for access to records concerning Richard Henry Ullman. I note that your appeal concerns the adequacy of the FBI's search for responsive records.

After carefully considering your appeal, I am affirming the FBI's action on your request. The FBI informed you that it could locate no responsive records subject to the FOIA in its files. I have determined that the FBI's action was correct and that it conducted an adequate, reasonable search for such records. The FBI used the name of the subject of your request to search multiple databases and file systems. No responsive records were located.

Please be advised that the FBI has found references to records that might be responsive to your request. These records, however, were transferred to the National Archives and Records Administration (NARA), as indicated in the FBI's response letter. If you have not done so already, you may wish to submit a request directly to NARA for the records you seek at the following address, using the specific file numbers provided to you by the FBI:

National Archives and Records Administration  
Special Access and FOIA Staff  
NWCTF-Room 5500  
8601 Adelphi Road  
College Park, MD 20740

The FBI informed you that certain other records that might have been responsive to your request were destroyed in 1997 and 2010 pursuant to the agency's record retention and disposition schedules approved by the NARA. Because these records were destroyed, the FBI could not determine whether they would have been responsive to your request. I have determined that the FBI's response was correct.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the actions of the FBI in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

Sincerely,

9/26/2019

X 

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Sean R. O'Neill

Chief, Administrative Appeals Staff

Signed by: SEAN O'NEILL